

1
2
3
4
5
6
7
8 **UNITED STATES DISTRICT COURT**
9 **DISTRICT OF NEVADA**

10 IAN A. WOODS,

11 Petitioner,

12 vs.

13 BRIAN E. WILLIAMS, *et al.*,

14 Respondents.
15

Case No. 2:14-cv-01981-RFB-GWF

ORDER

16 This action is a *pro se* petition for a writ of habeas corpus filed pursuant to 28 U.S.C. § 2254
17 by a Nevada state prisoner.

18 Petitioner has filed a motion to proceed *in forma pauperis*. (ECF No. 1). Based on the
19 information regarding petitioner's financial status, the Court finds that the motion to proceed *in forma*
20 *pauperis* should be granted. The petition shall now be filed and served on respondents.

21 **IT IS THEREFORE ORDERED** that the application to proceed *in forma pauperis* (ECF No.
22 1) is **GRANTED**.

23 **IT IS FURTHER ORDERED** that the Clerk shall **FILE and ELECTRONICALLY SERVE**
24 the petition upon the respondents.

25 **IT IS FURTHER ORDERED** that respondents shall have **forty-five (45)** days from entry of
26 this order within which to answer, or otherwise respond to, the petition. In their answer or other
27 response, respondents shall address all claims presented in the petition. Respondents shall raise all
28 potential affirmative defenses in the initial responsive pleading, including lack of exhaustion and

1 procedural default. **Successive motions to dismiss will not be entertained.** If an answer is filed,
2 respondents shall comply with the requirements of Rule 5 of the Rules Governing Proceedings in the
3 United States District Courts under 28 U.S.C. §2254. If an answer is filed, petitioner shall have **forty-**
4 **five (45) days** from the date of service of the answer to file a reply.

5 **IT IS FURTHER ORDERED** that any state court record exhibits filed by respondents shall
6 be filed with a separate index of exhibits identifying the exhibits by number or letter. The hard copy
7 of all state court record exhibits shall be forwarded, for this case, to the staff attorneys in the **Reno**
8 Division of the Clerk of Court.

9 **IT IS FURTHER ORDERED** that, henceforth, petitioner shall serve upon the Attorney
10 General of the State of Nevada a copy of every pleading, motion, or other document he submits for
11 consideration by the Court. Petitioner shall include with the original paper submitted for filing a
12 certificate stating the date that a true and correct copy of the document was mailed to the Attorney
13 General. The Court may disregard any paper that does not include a certificate of service. After
14 respondents appear in this action, petitioner shall make such service upon the particular Deputy
15 Attorney General assigned to the case.

16 Dated this 29th day of May, 2015.



17
18
19 RICHARD F. BOULWARE, II
20 UNITED STATES DISTRICT JUDGE
21
22
23
24
25
26
27
28